1915
(courts)

File no. 341-15
Sl. no 1-16.

Deposit of the Records of village courts in the office of the Deputy commissioners.

G. R. S. IX-5]

Previous references.

1925

(Courts)

File No. 341-15

Serial Nos 1-16.

Later references.

No 238-16 (1-4)

Preserve
for
1871/27

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Sixteen.

Part B for June 1922

SUBJECT.

deposit of the records of Village Courts in the offices of the Deputy Commissioners

8(16) To the Compiler, Jud. G.

No. J 5481. of 25.5.22

Notifies certain rules relating to the arrangement, custody and destruction of the records of Village Courts and the grant of copies of records of the said Courts.

WD 1888—GPB—16,826—23-7-21

K. Nazeer Hussain
22/6/22.

J 3230

G. R. S. 11] 1916

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 341-15

FILE HEADING.

Deposit of the records of Village Courts in the office of the Deputy Com^rs.

From

The Registrar. Ch-Ct

No. 5886/426 Dated 22.24.6.1916 Received 27.6.16

Diary No. J 3230	Enclos. - Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States the Dt Judges are of opinion that the records room of the D.C's office is the proper place for the deposit of Village Cts records, & that the Judges of the Ch.Ct see no objection to the deposit and request that order may be issued accordingly if the Govt agree.

NOTES AND ORDERS.

Submd

May the D Co of Kts be consulted. Sd A draft is put up for approval or other orders.

28.6.16

2 June

NOTES—First Sheet.

G. R. S. 12]

General and Revenue Secretariat. | File No. 341 of 1915.

Serial No.	
2	To The D.C.'s of Dh
	no 7166-73 10th. July 1916.
	Calls for opinion in the matter.
3	From The D.C. Tumkur
	no $\frac{4}{16-17}$ 13th. July 1916
	States that he will agree with the opinion of the Lt. Judge Sapore
4	From The D.C. Kadur
	no $\frac{112}{16-17}$ $\frac{15}{16}$th. July 1916
	Furnishes opinion in the matter.
5	From The D.C. Shimoga
	no. 31. 15th. July 1916
	States that the records may be deposited in the office of the Deputy Commissioner.
6	From The D.C. Sapore
	no 98 $\frac{17}{21}$ July 1916
	Reports that the records may be preserved in the office of the D.C.
7	From The D.C. Hassan
	no. 20 $\frac{23}{24}$ - 7 - 1916
	Furnishes opinion regarding the deposit of the records of Village courts
8	From The D.C. Kolar acknowledging
	no 2123 2nd Aug: 16
	Furnishes opinion in the matter
	P.S.O

NOTE—Contn. sheet.

GPB—70,000—17-12-15

2423

3230

G. R. S. 12]

General and Revenue Secretariat. | **File No.** 341 **of 191 S.**

Serial No.	
9	From the D.C. Kolar No 348 23-9-1916. Furnishes his opinion in the matter of the deposit of the records of village courts. Submitted 3 The reply has not yet been received from the D.C. Bangalore. 4 A.D.O. reminder is put up. Jm. 29.3.17. 5 Issue Rm. 29/3
10	From the D.C. Bangalore No C.6/Secy of 8.6.17. States that the records may be deposited in the D.C's office. 6 The Dy Com^rs of Kolar, Hassan & Chitaldrug do not agree to the proposal to deposit the village Courts' records in the Dy com^rs office. They say that though the Dy com^r has got administrative control over the courts, the suits files in them are purely of civil nature, the Munsiffs having power to revise or set aside the orders passed, and that the Munsiffs' Court or the District Court is the proper place for the custody of the said records.

NOTE—Contn. sheet.

30.3.17 destroyed

GPB—70,000—17-12-15

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2.

2643

General and Revenue Secretariat. | Cts File No. 341 of 1915.

Serial No.

7. The other Deputy Comrs are in favor. Subd for orders.

ASR 1677 VLL 6/7

8 Please let me have Chandrasekhara Iyer's Rules orders in Madras.

Es 9/8

9 Subd with the books; please see page 167.

ASR 1678 VLL

10 There is much force in the suggestions made by the D'comrs of Kolar, Hassan and Chitaldrug that the suits being purely civil nature, the records should be in the Munsiffs Courts. The Munsiff has further power to cancel orders. But if the records have to be kept in the Munsiffs Courts additional establishment & space be necessary. (Vide page 167 of Chandrasekhara Iyer Rules orders). If approved, the chief Court can be asked if the Village Munsiffs may not be allowed to keep the records permanently in their custody as in Madras,

Es 18/8

First Member

I agree VLL 21/8

12 Draft-

Es 21/8

724 21/8

Sub A

13. Draft subd

14. Dr forms approved, Es 6/9

ASR 619 VLL First Member

15 Draft approved by the First member 8.9.17

1020 10/9

805

16 Done Es 6/9 CM

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

2439

... R. S. III-2]

General and Revenue Secretariat. | C/o File No. 341 of 1915.

Serial No.	
11	To, The Registrar Chief Court No. 970 Dt. 13.9.1917. Requests to favour with the opinion of the Judges as to whether the Village Munsiffs may not be allowed to keep the records permanently in their Custody as in Madras.
12	From the same office no. 319 Dt. 11.4.18 States that the pleadings any note of Evidence that may have been taken in cases might be left with the Village munsiffs for 3 or 5 years & then destroyed & the register which is the principal record when full might be sent to the munsiffs' courts for preservation.

11) Subd. Under Section 75 of the Madras Act, rules for the custody & destruction of Records have been issued by the High Court.

18) The same Section has been embodied in our Reg^n & the proposal of the chief court in the matter may be approved & the chief court be requested to frame necessary rules in the matter for the guidance of the Village courts.

K.N.
16/4

19) Please putup draft.
E.B. 16/4

20) Draft Subd.
K.N.
17/4

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

G. R. S. III-2]

2439

General and Revenue Secretariat.

File No. 341 of 1915.

Serial No.

21) The Suggestion made by the Chief Court may be accepted. The practice in Madras is for the village courts to keep their records permanently with themselves. The Chief Court have suggested an improvement ~~in that~~ by ~~the~~ proposing the removal after completed registers to the Munsiffs courts.

22) S 75 of the Regulation provides only for forms and returns and ~~not for~~ does not empower the Chief Court to frame Rules in the matter now in question. There is a draft Bill for consideration before the Council in which power is proposed to be given to frame rules and make such grants. ~~The~~ We therefore apprehend for orders whether the draft may stand or whether the question may be taken up after the Bill amending the Regulation is passed into law.

23) Submitted for orders

Sd
17.4

Hon'ble Member)

24) I see no particular hurry. The question may await the passing of the amending Bill

Sd
18/4

3790
20/4

Sd
21.4.17

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-16—S.

17345

G. R. S. III-2]

General and Revenue Secretariat. | CS . File No. 341 of 1915.

17345

Serial No.

25) Rule 8 77(1) of the amended Village Courts Regulation confers power on the Govt. to make rules to carry out the purposes and objects of the Regulation. If approd, the Chief Court will be requested to frame the rules and forward them for the approval of Govt.

GSS
11/2/21

26) Govr. Please submit file.
D. M.
22/2

27) Draft sent up.

GSS
23/2/21

25) Govr
D. M.
4/3

29) Resd. with the draft. Medrast seems require alteration as suggested therein. Otherwise the requisition will be too general. ~~Medrast~~ may be addressed as draft

AGS
5/3

30) Appd. May be issued
D. M.
8/3

13

To.
The Registrar, Chief Court.
No. G. 17454 dt 11-3-21.
Invites reference to S. 77(1) of the amended Village Courts Regulation and requests

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-18—S.

17365 · 1226

F. R. S. III-2]

General and Revenue Secretariat. | cls File No. 341 of 1915.

Serial No.	
	to forward a set of draft rules on the subject. Reminder no 1665 dy 21.9.24
14	From The Registrar Chief Court D.O. no 19 dy 22.9.24
	States that information has been called for on certain points from the Deputy Commissioners of Districts and that a reply will be sent on receipt of information from them.
	31 Reminders will issue in due course as a matter as usual. 32/Rs.
	23.9.24
	23-9-24
15	Letter no R.O.C 319 dated 4.4.22 From The Registrar Chief Court- With ref to Sl 13, forwards a set of Rules re the arrangement, Custody & destruction of Records of Village Courts under section 77(1) & states that they are in accord with the opinion of the majority of the Dy Commrs of his Circle. Subd for orders 33/ 8.4.22

NOTE.—Contn. sheet.

C file 5 [illegible] 1921 4/4 X not found in the file

G. R. S. III-2.

General and Revenue Secretariat.

This File No. 341 of 1915.

Serial No.

34) Some arrangement has got to be made to preserve the records of the village Courts. The village Courts cannot be expected to do so, and have not the convenience. The arrangement suggested appears to be satisfactory and feasable also. may perhaps be approved -

Gen Secy) 15/4 cag

35) The rules seem all right - and may be appd. This only brings out - in clear relief the need for some clerical Estt to these Courts.

26/4 cag 26/4

5/164 2nd member) 36) appd 5/5

37) Secn concurs appd

38) Draft Please cag 6/5

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat.

3836 f

cb File No. 341 of 1915-16

Serial No.	
39)	Submitted with a draft. The draft rules themselves have been converted into a draft notification 9.5.22 40) yes. The rules have to issue from Govt. Submit for approval. (Gen Secy). Ag 9.5.22
41)	Issue [signature]
16	To The Compiler, M. G. G. 5481 of 23.5.22 Passes rules relating to the arrangements, Custody & destruction of the records & appeals & revision proceedings of the Village Courts

[signature]

SECRETARIAT
21 JUN 1922
BRANCH.

NOTE—Contn. sheet.

Ht 5886/426

11

CHIEF COURT OF MYSORE,

BANGALORE.

Dated 22nd June 1 9 1 6.

24 =

DIARY No. J. 3230

From

N.T. GOPALIENGAR, Esquire, B.A., LL.B.,

Registrar of the Chief Court of Mysore.

12-16
34.1-18
81

To

D.M. NARASINGA RAO, Esquire, B.A., B.L.,

Secretary to the Government of Mysore,

General Department.

S i r,

On a yadi of the Melkote Village Munsiff enquiring as to the place where he must send the records of disposed of cases of his Court for safe custody, the Munsiff of Seringapatam sought the instructions of the District Judge of Mysore. The latter in submitting the reference for the orders of this Court stated that in his opinion the record room of the Deputy Commissioner's Office is the proper place for the custody of the records of village Courts as the Deputy Commissioner has the administrative control over those Courts and the quarterly returns of those Courts are submitted to him. The District Judges of Bangalore and Shimoga agree with the views of the Mysore District Judge. I am directed to state that the Judges see no objection to the deposit of the records of the village Courts in the Deputy Commissioner's Office and to request that if the Government agree they may be pleased to issue orders accordingly.

I have the honour to be,
Sir,
Your most obedient servant,

N. Gopaliengar

REGISTRAR.

1&3 97

12

G.R.S. 26]

X

Ch File No.341-15

Serial No, 2

*Diary No. of letter replied to*_____

No. J 166-43

General and Revenue Secretariat

( )

, *the* 19 .

To

The D. C.s of S.C.

Sir,

Date of issue 10. 7. 1916.

Signed by Mr. G. Sreenivasa Iyer

I am directed to forward herewith copy of letter no 5886/426 dt 22/24 June 1916 from the Registrar Ch. Ct. regarding the deposit of the records of Village Courts in the office of the D.C. and to request that Govt may be favoured with your opinion in the matter.

I have &c

Yr obt servt

over.

B 4.7.16

SUBJECT.

Copied by

Examined by

GPB—10,000—28-2-11.

Que. 5812 (13

Letter No.5386/426 dated 23/24th June 1916 from the Registrar, Chief Court of Mysore, to the Secretary to the Government of Mysore, General Department.

On a yadi of the Melkote Village Munsiff enquiring as to the place where he must send the records of disposal of cases of his Court for safe custody, the Munsiff of Seringapatam sought the instructions of the District Judge of Mysore. The latter in submitting the reference for the orders of this Court stated that in his opinion the record room of the ---- Deputy Commissioner's office is the proper place for the custody of the records of Village Courts as the Deputy ---- Commissioner has the administrative control ~~ex the~~ over those Courts and the quarterly returns of those Courts are submitted to him. The District Judges of Bangalore and Shimoga agree with the views of the Mysore District Judge. I am directed to state that the Judges see no objection to the deposit of the records of the Village Courts in the Deputy Commissioner's office and to request that if the Government agree they may be pleased to issue orders accordingly.

Copy.

Srinivasa

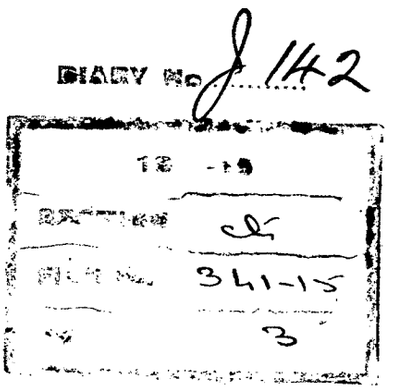
For Secretary to Government,
General Department.

SEJ.8.

Office of the Deputy Commissioner,

Tumkur District,

Dated, Tumkur, the 13th July 1916.



From

K. Chandy, Esqr., B.A.,
Deputy Commissioner,
Tumkur District.

To

D. M. Narasinga Rao, Esqr., B.A.,B.L.,
Secretary to the Government of His Highness the
Maharaja of Mysore, General Department,
BANGALORE.

S i r,

With reference to your letter No. J. 166-73/cts 341-15-2 dated 10th July 1916 calling for my opinion regarding the deposit of the records of the Village Courts in the office of the Deputy Commissioner, I have the honour to state that I agree with the views of the District Judge, Mysore.

I have the honour to be
S i r,
Your most obedient servant,

D Narasinga Rao
for Deputy Commissioner,
Tumkur District.

T.K.N.

GPB—50,000—17-9-15

From 19

The Deputy Commissioner,

Tumkur District.

To

The Secretary to Government,

General Department, Bangalore.

Dated 13th July 1916.

Despatched

Received

General No. D. Dis. 4/16-17

No.

Enclosure No. ——

Stating that he will agree with the opinion of the District Judge, Mysore re the deposit of the records of the Village courts in the District office.

Office of the Deputy Commissioner,

Kadur District.

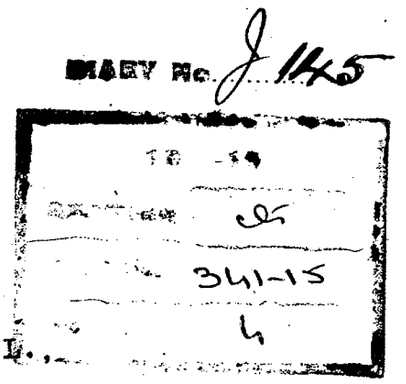
Dated Chikmagalur, 15th July 1916.

From

B.Ramaswamaiya, Esquire, B.A.,B.L.,

Offg. Deputy Commissioner,

Kadur District.



To

D.M. Narasimga Rao, Esquire, B.A.,B.L.,

Secretary to the Government of Mysore,

General Department, Bangalore.

Sir

Adverting to your letter No. J.166-73/Cts,34-15-2 dated 10th July 1916 forwarding copy of Chief Court's Registrar's letter No. 5886/426 dated 22/24th June 1916 and calling for my opinion in the matter of the deposit of the Records of the Village Courts in the Deputy Commissioner's Offices, I have the honour to state that I see no objection to the adoption of the said procedure in view of the circumstances mentioned in the Registrar's letter above referred to.

I have the honour to be,

Sir,

Your most obedient servant,

B Ramaswamaiya

Offg. Deputy Commissioner,

Kadur District.

D.S.R.

GPB—50,000—17-9-15

1916.

From

The Deputy Commissioner.
Kadur District

To The Secretary to Govt.
General Department
Bangalore.

Dated 15th July 1916

Despatched 16th

Received

General No. D. C. No. 112
No. 1916-17

Enclosure No. —

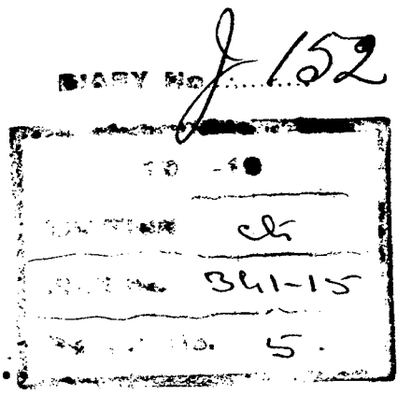
Furnishes opinion in the matter of the deposit of the records of the Village Courts in the Dy Comrs. Office.

H.O.31

Office of the Deputy Commissioner,
Dated Shimoga 17th July 1916.

From

A. Subramanya Iyer, Esquire, B.A.,
Deputy Commissioner,
Shimoga District.



To

D.M. Narasinga Rao, Esquire, B.A.B.L.,
Secretary to the Government Mysore,
General Department,
Bangalore.

Sir,

With reference to your letter No.J.166-73 Cts.341-15-2 dated 10th July 1916 forwarding for my opinion copy of letter from the Registrar, Cheif Court, regarding the deposit of the records of village courts in the office of the Deputy Commissioner, I have the honor to state that the records of the village courts may be deposited in the office of the Deputy Commissioner.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Shimoga District.

C.N.R.

From 1916-17.

The Deputy Commissioner,
Shimoga District.

To
The Secretary to the Government
of Mysore,
General Department,
Bangalore.

Dated 15th July 1916.

Despatched

Received

General No. N.O. 31 (Magts)
No.

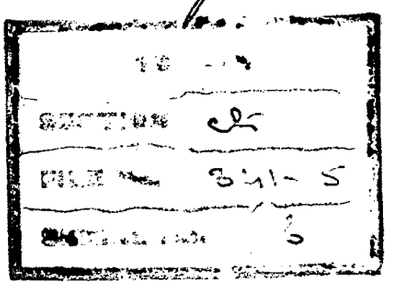
Enclosure No.

States that the records of the village courts may be deposited in the office of the Deputy Commissioner.

No. 9 Judl 7 16-17 Office of the Deputy Commissioner, Mysore Distt.

Dated, Mysore, 17th July 1916.

DIARY No. 9184.



From

K. Matthan, Esquire., B.A.,

Deputy Commissioner, Mysore District.

To

D.M. Narasinga Rao, Esquire., B.A., B.L.,

Secretary to the Government of His

Highness the Maharaja of Mysore,

General Department, Bangalore.

Sir,

With reference to your letter No. J. 166-73/Cts. 341-15-2 dated the 10th instant calling for my opinion regarding the deposit of the records of the Village Courts in the Office of the Deputy Commissioner, I have the honor to state that I agree with the opinion of the District Judge of Mysore, that the Record Room of the Deputy Commissioner who has the administrative control over the Village Courts is the proper place for the custody of the records of such courts.

I have the honor to be,

Sir,

Your most obedient servant.

Deputy Commissioner

Mysore District.

2nd D

GPB—50,000—17-9-15

From 19

The Deputy Commissioner,

Mysore District.

To

The Secretary to the
Government of Mysore,
General Department,
Bangalore.

Dated 17 } July 1916
Despatched 21 }

Received

General No. 98 of 16-17

No. Judl

Enclosure No.

Reporting that the records of the Village Courts may be preserved in the office of the Deputy Commissioner.

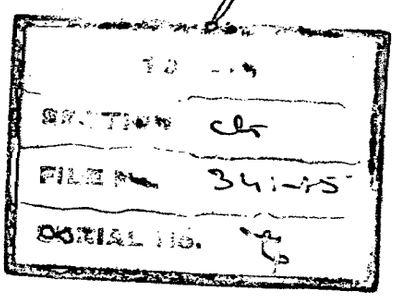
1916-17.

18

Office of the District Magistrate, Hassan.

Dated Hassan the 23rd. July 1916.

DIARY No. 9200 -



From

K. Krishna Iyer, Esquire,
District Magistrate, Hassan.

To

D. M. Narasinga Rao, Esquire., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
General Department, Bangalore.

Sir,

With reference to your letter No. J.166-73/Cts.341--15-2 dated 10th. July 1916 calling for my opinion regarding the deposit of the records of the Village Courts in the office of the Deputy Commissioner I have the honor to state that though the Deputy Commissioner has got the administrative control over the Courts he has nothing to do with the records or the decisions of the Village Munsiffs. On the other hand their decisions are appealable to the District Munsiffs. So I am of opinion that the records may be more conveniently sent either to the Munsiffs Court or to the District Judge's central records for safe custody rather than to the Deputy Commissioner's records room which is already overworked by the amalgamation of the English and Vernacular records as also the criminal records.

I have the honor to be,
Sir,
Your most obedient servant,

K. Krishna Iyer

District Magistrate,
Hassan.

GPB—50,000—18-9-15

1916-17.

From

K. Krishna Iyer, Esquire

District Magistrate

Hassan.

To

D. M. Narasinga Rao, Esqr., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department, Bangalore.

Dated 23rd. July 1916.

Despatched

Received

General No. Dis. Ests.
No. 1

Enclosure No.

SUBJECT.

Furnishing opinion regarding the deposit of the records of Village Courts.

D.Dis.No.23.

19

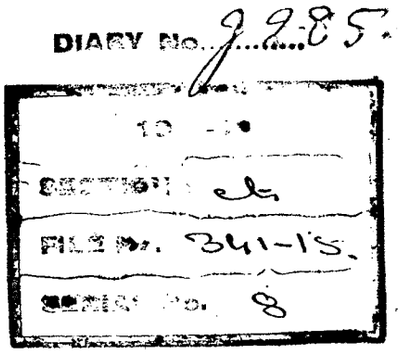
Office of the District Magistrate,
Chitaldrug District.

Dated Chitaldrug, 1st August 1916.

2

From

C. S. Balasundaram Iyer Esquire B.A.,
Deputy Commissioner & District Magistrate,
C H I T A L D R U G.



To

D. M. Narasinga Rao Esquire B.A.,B.L.,
Secretary to the Government of
H. H. the Maharaja of Mysore,
General Department, Bangalore.

S I R,

Adverting to your letter No.J.166-73/Cts.341-15-2 dated 10th instant calling for my opinion in the matter of the deposit of records of Village Courts in the office of the Deputy Commissioners, I have the honor to state that though the Deputy Commissioners have under the Regulation Administrative control over the Village Courts in matters of appointment and removal of Village Munsiffs &c and of inspection of such courts, yet the suits filed in them are purely of a Civil nature and that under section 73 of the Regulation the Munsiffs have on the revision side power to set aside decrees and orders passed by Village Munsiffs. Under section 75 of the Regulation the Munsiffs and District Judges have also power to inspect the records of these Courts. I am therefore of opinion that it would be very convenient if the records of Village Courts are deposited in the Central Records of the District Judge within whose jurisdiction the Court is situate. Arrangements may be made for regular transmission of disposed of records of suits at regular intervals to the District Court through the Amildars.

I have the honor to be,

S I R,

Your most obedient servant,

C S Balasundaram Iyer
District Magistrate & Deputy Commissioner
Chitaldrug District.

S.V.

165

GEN
5 AUG

GPB—50,000—25-9-15

1916

From The Deputy Commissioner,
Chitaldrug District.

To The Secretary to the Govt. of
H. H. the Maharaja of Mysore
General Department
Bangalore

Dated
Despatched 20 August 1916
Received

~~General~~ No. D. Dis. 23
No.

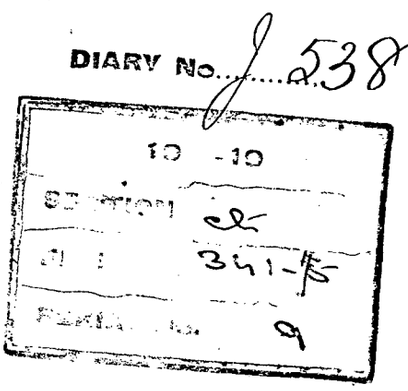
Enclosure No.

Furnishing opinion in the matter of the deposit of records of village Courts in the Deputy Commissioner's Office.

Deputy Commissioner's office,
Kolar District,
Dated Kolar, the 23rd August 1916.

From

P. F. B O W R I N G, Esquire, J.P.,
Deputy Commissioner, Kolar District.



To

D. M. Narasinga Rao, Esquire, B.A, B.L.,
Secretary to the Government of Mysore,
General Department, Bangalore.

Sir,

Referring to your letter No.J.166-73/Cts.341-15-2 dated 10th instant, calling for my opinion in the matter of the deposit of the records of Village Courts, in the office of the Deputy Commissioner, I have the honor to state that the Revenue Department is not the proper place to keep the records of the Village Courts, which are purely of a civil nature and the maintenance and destruction of such records are governed by the rules prescribed for civil courts.

2. Section 4 of the Village Courts Regulation delegates to the Deputy Commissioners the power to appoint Village Munsiffs and -- nominate members for the Bench. Under section 75, the Deputy Commissioner may call for and inspect the records and registers of such courts. The administrative control of the Deputy Commissioner referred to in the Registrar's letter ends there. Being the executive head of the District, having some control over the patels and shanbhogs and influence with the people in ~~the~~ villages, it was perhaps thought that he was the proper officer to take initiative in the matter and to work out the scheme successfully with the help of his subordinate staff by giving the Village Courts the necessary facilities for doing the work and by giving themadvice in all external matters. As regards the --

GPB—50,000—17-9-15

1916-17 2 SEP 1916

From

The Deputy Commissioner,
Kolar District

To

The Secretary to the Government of
Mysore, General department,
Bangalore

Dated 23 August 1916

Despatched

Received

General No. D. No. 345

No.

Enclosure No.

Custody of Village Munsiffs' Courts records – furnishing opinion as to the place for —.

matter to be dealt with by Village Courts, the Deputy Commissioner has absolutely no control. Under the Regulation, the Munsiffs are empowered to revise or set aside orders passed by Village Courts. In fact, they are the appellate authorities.

3. In these circumstances, the Munsiff's court will be the natural place for the custody of the Village Court records. This procedure will have the additional advantage of enabling the Munsiffs to watch the proceedings of the lower courts and issue suitable instructions, whenever -- required.

4. As the Village Courts, as at present constituted, are purely civil institutions, it is desirable that rules applicable to the records of civil courts ~~should be~~ should be made applicable to the records of the Village Courts as well. In any case, the District office is not quite the right sort of place for lodging the civil records. Besides, if the Deputy Commissioner's office should be selected for the purpose, the procedure will entail needless correspondence, whenever it is found necessary for the Munsiff to call for such records. Further, the officials of the Revenue Department are not expected to be familar with the sorting rules of the Civil Department.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Kolar District.

(42 [illegible] 762

[illegible] 19
[illegible] Courts
File No. 341-15
Serial No. 10

Office of the Deputy Commissioner
Bangalore District
Dated Bangalore 6th June 1917
C/o

From
Muhammed Zahiruddin Mecci, Esqr B.A.
Senior Assistant Commissioner
In charge. Bangalore District

To
D. M. Narasinga Rao, Esquire, B.A. B.L.
Secretary to the Government of H. H.
the Maharaja of Mysore - General Department.
Bangalore.

Sir,

With reference to your letter No. J 166-73 — Cts 341-15-2 of the 10th July 1916, re the place where the records of the Village Courts may be deposited, I have the honor to state that they may be deposited in the Record room of the Deputy Commissioner's Office.

I have the honor to be,
Sir,
your most Obedient Servant
Srinivasaraja Iyengar
For Senior Assistant Commissioner
Incharge Bangalore Dt

JUN 1917

1916-17.

From

The Deputy Commissioner
Bangalore District

To

The Secy. to the Government
of Mysore. Genl. Dept.
Bangalore

Dated 8th June 1917.

Despatched

Received

General No. S 6

No. Secy

Enclosure No.

GEN. SECRETARIAT
JUDICIAL
9 JUN 1917

Subject

Re the place where the records of the village Courts may be deposited

GPB—5,76,000—6-4-17

2:3

G. R. S. 1067

File No. 341-15

Serial No. 4

Diary No. of letter replied to J. 2643

No. J 970

General and Revenue Secretariat

(Court)

, *the* 191 .

To

The Registrar,

Chief Court

Date of issue 13/9/17

Signed by Mr. G. Srinivasaiyr

Sir

With reference to your letter no 5886/426 dy 24.6.1916 regarding the deposit of the records of the village courts in the Deputy Com's office, I am directed to ~~state~~ request you to be so good as to favor Govt with the opinion of the Judges as to whether the Village Munsiffs may not be allowed to keep the records permanently

over.

Pro 8th No 2in 1675-9 (19.4.89) at page 167 of Chandrasekhara Iyer's Rules & orders civil and criminal relating to civil & criminal matters and to

SUBJECT.

2/5

in their custody as in Madras.

An early reply is requested.

I have &c

~~for Secy to Govt~~
Genl Deptt

8/9

6/9

List of enclosures.

Copied by

Examined by

GPB—25,000—8-8-11.

GEN. & REV. SECRETARIAT
III
JUDICIAL
15 APR 1918

5

25

Chief Court of Mysore,

R.O.C.No.319/1917-18. Bangalore,

Dated 10th April 1918.

III
13 APR 1918
14253

From

N. T. Gopaliengar Esq., B.A., LL.B.,
Registrar of the
Chief Court of Mysore.

To

C. S. Balasundaram Iyer Esq., B.A.,
Chief Secretary to the Government of Mysore,
B a n g a l o r e.

cts 15/4

DIARY No 1243 Sig.
SECTION Courts
FILE No. 341-15
12

Sir,

With reference to your letter No.J.970/Cts.341-15-11 dated the 13th September 1917 calling for the opinion of the Judges as to whether the Village Munsiffs may not be allowed to keep the records of their Courts permanently in their custody as in Madras, I am directed to state that the Judges of the inferior civil Courts as well as the Deputy Commissioners were consulted in the matter. While a few of these officers agree that the Village Courts' records may be allowed to remain in the custody of the Village Munsiffs themselves, a majority are of opinion that they may be sent either to the Munsiffs' record rooms or to the Central Record Rooms and one District Judge thinks that they may be deposited in the Taluk office Record Rooms. The Deputy Commissioners are equally divided in their views, four being in favour of depositing the Village Courts' records in the taluk office record rooms while the remaining four officers are for sending them on either to the Munsiffs' Courts' record room or to the Central Record Room as it is not deemed desirable to leave them with the Village Munsiffs who are honorary officers and liable to be changed and as they are not provided with suitable buildings and furniture to

preserve

preserve them. The Judges of the Chief Court are inclined to think that the danger of having the record in Village Courts is liable to be overestimated. The principal record in Village Courts will be the register as in those Courts there can be very few cases in which documents are left on record inasmuch as they can be returned to the parties as soon as the case is over. Thus there will be practically nothing left but the pleadings and any note of evidence that may have been taken and the Judges are of opinion that these might be left with the Village Munsiffs for 3 or 5 years and then destroyed. The chief difficulty will then be with regard to the register. If, as the Deputy Commissioner of Shimoga says, the Village Munsiffs are honorary officers likely to be changed, there must be some permanent official in the Village to keep the register. The register when full might, in the opinion of the Judges, be sent to the Munsiffs' Courts for preservation. It will form the principal record of proceedings in the Village Courts and it may be safer to keep it where there is less chance of its being tampered with than there is in the village.

I have the honor to be,

S i r,

Your most obedient servant,

N. Gopalaswamy

REGISTRAR.

TSK

R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 4/5

Signed by M^r Pm

Section C 5

File No. 341-15

Serial No 13

No. 17454

To

The Registrar, Chief Court

Sir,

With reference ~~ending~~ to the correspondence ending with your letter no ROC 319/18/1778 furnishing the opinion of the Judges of the chief court regarding the deposit of the records of village courts, I am directed to ~~In inviting reference~~ invite ~~to~~ to S. 77(1) of the amended Village Courts Regulation ~~Section~~ Conferring on Court ~~powers to make~~ rules ~~to~~ to carry out the purposes and objects of the Regulation, ~~I am directed to~~

over.

28

I am to request you to be so good as to forward
a set of
~~from the Board~~ rules -
on the subject
~~and forward them~~ for
the approval of your
Government

for Secy.

Copied by

Examined by

29

DIARY No. 1226

D.O. No. 19
21-22

Chief Court of Mysore,
Bangalore, 22nd September 1921.

22 SEP 1921

Dear Sir,

With reference to your D.O. No.J.1665/Cts. dated 21st instant, I am desired to state that the matter referred to in your D.O. has been delayed owing to non-receipt of certain information called for from the Deputy Commissioners of Districts, and that a reply will be sent to you on receipt of the information.

Yours Sincerely,

Asst. Secretary.

To--

C. Abdul Ghani, Esq., B.A., B.L.,
Assistant Secretary to Government,
General & Revenue Secretariat,
BANGALORE.

Recd
22.9.21

49624

ROC No 319/17-18

Enc. No 1.

CS 341-25-15 (30

3830

Chief Court of Mysore,
Bangalore, dated 4th April 1922.

From

G. SREENIVASA IYER, Esquire, Esquire, B.A., B.L.
Registrar of the Chief Court of Mysore,
Bangalore.

To

S. HIRIANNAIYA, Esquire, M.A., B.L.,
Secretary to the Government of Mysore,
General Department, Bangalore.

S i r,

Adverting to your letter No. G. 17454/Cts. 341-15-1 dated 11th March 1921, requesting to be furnished with a set of draft rules under section 77(1) of the amended Village Courts Regulation, I am directed to forward herewith a set of draft rules relating to the arrangement, custody and destruction of records of village courts and the grant of copies and to state that rules relating to the appointment of village munsiffs and members of a Bench and the levy of fees for the service of process in suits have already been framed - Vide Government Notification No. J. 2878/Legis. 16-13-3, dated 18th February 1914. I am to add that the draft rules relating to the arrangement and period of retention of records are drawn on the lines of the rules now in force in the civil courts here, while those relating to the custody and destruction of records and the grant of copies are drawn on the lines of the rules in force in the Madras Presidency. The

proposed

proposed rules relating to the custody of records are also in accordance with the views of the majority of Deputy Commissioners consulted in the matter.

I have the honour to be,

Sir,

Your most obedient servant,

E Summerhayes

REGISTRAR.

(3 C

Notification. No j 5481 /Cts 341-15-16

9 25/5/21

In exercise of the powers conferred by section 77(1) of the Mysore Village Courts Regulation, 1913, the Government of His Highness the Maharaja of Mysore are pleased to make the following rules relating to the arrangement, custody, and destruction of the records of village courts and the grant of copies of records of the said courts :-

A. The arrangement, custody and destruction of the records of village courts.

1. The arrangement of records :-

(1) The papers of the record of every suit shall be arranged in the following order :-

(a) Table of contents.

(b) The notes of proceedings.

(c) The plaint.

(d) Written statement.

(e) Decree.

(f) Documents admitted in evidence.

(g) All processes arranged according to dates.

(h) All petitions (other than execution petitions) and other papers filed in the suit.

(2) The papers of the record of every execution case shall be arranged in the following order :-

(a) Table of contents.

(b) The notes of proceedings.

(c) The application, with schedules of moveable property and copy of judgment, if any.

(d) Order, if separately recorded.

(e) All processes arranged according to dates.

(f) All other papers and petitions filed in the case.

(3) A specimen form of the table of contents which is the first paper in every record, is appended:-

Table of contents (to be put up in manuscript).

Suit or Case No. of on the file of the Village Munsiff of

Serial No. of Paper.	Sheets.	Description.	Value of Court fee stamp.	Remarks.
1	1 - 2	Order sheet		
2	3 - 4	Plaint or the petition (as the case may be)		
3	5 - 6	Written statement.		
4	6 - 7	Decree, etc.		

II. (1) The custody of records :-

The records of all disposed of suits and execution cases shall be retained in the village Munsiffs' Courts for a period of six months from the date of the decree or order which in cases disposed of by the Munsiffs of civil courts on revision, will be that of the Revisional court. On the expiry of the said period of six months the records shall be sent to the Munsiffs of civil courts within the local limits of whose jurisdiction the village courts are respectively situate. Provided that documents filed by the parties to a case or suit shall be returned to them on their application after the expiry of sixty days after the case or suit has been disposed of or in the case of a revision petition being preferred, after the disposal of the revision petition.

The records will be accompanied by lists in the following form :-

Lists of suits or execution cases (as the case may be) disposed of in the Court of the Village Munsiff of .... (village) ... Taluk.

Serial No.	Serial number in village court register with year.	Plaintiff or decree-holder.	Defendant or judgment-debtor.	Remarks, as also the certificate of the Munsiff of the Civil Court regarding fee destruction, etc.

(2) The custody of Registers.

The register of suits shall be retained permanently in the village munsiffs' courts and Register of Execution Petitions and Diary Register of proceedings shall be retained for 15 and 5 years respectively in the village munsiffs' courts and then sent to the aforesaid munsiffs of civil courts.

III. The destruction of records and registers.

The munsiffs of civil courts will retain in their courts the village court records sent to them for a period of 12 years from the date of the decree or order which in cases disposed of by the munsiffs of civil courts on revision, will be that of the revisional court and after scrutiny order the destruction of the said records. This work of destruction shall be undertaken along with the work of destruction of the time-barred registers of

their

35

their own courts, when the registers of the village courts will also be destroyed. The munsiffs of civil courts will certify in the remarks column of the aforesaid list as to the fact of destruction under their signature with date and the list will be lodged permanently in their courts.

B. The grant of copies of records of village courts.

Applications for copies of records of a village court shall be made to the village court except in cases where the records are in the custody of the civil court munsiff, when application may be made either to the village court or the civil court munsiff. When the application is made to the village court, it shall call for the necessary prescribed copying sheets and shall forward the application with the copying sheets and the records, if in its custody, to the civil court munsiff within whose jurisdiction the village court is situated. The civil court munsiffs shall have the copies made by their copying establishments and return the copies with the records, if any, received, to the village court and the village court shall deliver the copies to the applicants. Provided that if any applicant so desires in his application that the required copies may be delivered to him in person or sent to him by ordinary or registered post at his cost direct by the Civil court munsiff, it shall be so delivered or sent.

E Srinivasa

REGISTRAR.

cir
9-5-22
for Govt
Govt
for Govt Secy
9/5/22
The compiler may prepare for publication and write a request that 300 copies duly bound may be sent to this office.